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PATENT, TRADEMARK, COPYRIGHT
AND UNFAIR COMPETITION LAW
AND RELATED LITIGATION

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EDWARD B. EVANS 1936-1971

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May 20, 2005

FACSIMILE COVER SHEET

To: Examiner Joseph D. Manoskey
Art Unit 2113
Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22213-1450

Fax: 703-872-9306

Enclosures:

Fax Cover Sheet containing Certificate of
Facsimile Transmission (1 page)
Transmittal containing Certificate of
Facsimile Transmission (2 pages)
Amendment and Response (8 pages)

From: Douglas A. Scholer
Reg. No. 52,197

Re: U.S. Patent Application
Serial No. 09/932,140
Filed: August 17, 2001
Applicant: Bakke et al
Art Unit: 2113
Confirmation No.: 5139
Our Ref: IBM 178

Pages: 11 (including cover sheet)

**MESSAGE/COMMENTS
OFFICIAL****CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that this correspondence and the enclosures noted herein (11 total pages, including cover sheet) are being transmitted via facsimile transmission to Examiner Joseph D. Manoskey, Mail Stop AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22213-1450 at 703-872-9306 on May 20, 2005.

Judith L. Volk
Judith L. Volk

May 20, 2005
Date

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PATENT

Att'y Docket No. IBM/178/262

Confirmation No. 5139**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that this correspondence and the enclosures noted herein (11 total pages, including cover sheet) are being transmitted via facsimile transmission to Examiner Joseph D. Manoskey, Mail Stop AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 at 703-872-9306 on May 20, 2005.

Judith L. Volk
Judith L. Volk

May 20, 2005
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Brian Eric Bakke et al Art Unit: 2113
Serial No.: 09/932,140 Examiner: Joseph D. Manoskey
Filed : August 17, 2001
For : METHOD AND APPARATUS FOR PROVIDING REDUNDANT ACCESS TO
A SHARED RESOURCE WITH A SHAREABLE SPARE ADAPTER

Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

1. ☒ Transmitted herewith is an Amendment and Response.
 2. ☐ Small Entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.
 - ☐ Enclosed is a verified statement to establish Small Entity status
 - ☒ Other than a Small Entity
3. The fee has been calculated as shown below:

CALCULATION OF FEES

Fee:	Number of Claims After Amendment:		Previously Paid For:	No. Extra:	At Rate:	Amount:
Total Claims	30	minus	30	0	\$50	\$0.00
Independent Claims	3	minus	3	0	\$200	\$0.00
MULTIPLE DEPENDENT CLAIM FEE					\$360	\$0.00
TOTAL FEE FOR CLAIMS:						\$0.00

- ☒ No additional fee for claims is required.

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Serial No. 09/932,140
Transmittal for Amendment of May 20, 2005
IBM Docket: ROC920000284US1
WH&E IBM/178

4. ☐ Attached is a check in the sum of \$_____ for additional claims.
☐ Please charge my Deposit Account No. 23-3000 in the amount of \$_____.

5. **The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply. Complete (a) or (b) as applicable.**

- ☐ (a) Applicant petitions for an extension of time under 37 CFR 1.136 for the total number of months checked below:

	<u>Ext. Mos.</u>	<u>Large entity</u>	<u>Small entity</u>
<input type="checkbox"/>	one month	\$ 120.00	\$ 60.00
<input type="checkbox"/>	two months	\$ 450.00	\$ 225.00
<input type="checkbox"/>	three months	\$1,020.00	\$ 510.00
<input type="checkbox"/>	four months	\$1,590.00	\$ 795.00
<input type="checkbox"/>	five months	\$2,160.00	\$1,080.00

Extension fee due with this request:

\$_____

Method of Payment:

Check enclosed in the amount of \$_____

If an additional extension of time is required, please consider this a petition therefor.

(Check and complete the next item, if applicable)

- ☐ An extension for _____ months has already been secured and the fee paid thereof of \$_____ is deducted from the total fee due for the total months of extension now requested. Extension fee due with this request \$_____.

OR


- ☒ (b) Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

6. ☒ If any additional fee for claims or extension of time is required, charge Account No. 23-3000.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.

By:


Douglas A. Scholer
Reg. No. 52,197

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Enclosed:

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PATENT

IBM/178
Confirmation No. 5139**RECEIVED****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE CENTRAL FAX CENTER****MAY 20 2005**

Applicant: Brian Eric Bakke et al. Art Unit: 2113
Serial No.: 09/932,140 Examiner: Joseph D. Manoskey
Filed: August 17, 2001 Atty. Docket No.: IBM/178
For: METHOD AND APPARATUS FOR PROVIDING REDUNDANT
ACCESS TO A SHARED RESOURCE WITH A SHAREABLE SPARE
ADAPTER

AMENDMENT AND RESPONSE

Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In reply to the Office Action dated February 23, 2005, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 7 of this paper.

Page 1 of 8
Serial No. 09/932,140
Amendment and Response dated May 20, 2005
Reply to Office Action of February 23, 2005
IBM Docket ROC920000284US1
WH&E IBM/178
K:\Ibm\178\Amendment and Response to 2-23-05 OA.wpd